

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

PROSPECT DCMH LLC dba
DELAWARE COUNTY MEMORIAL
HOSPITAL,

Plaintiff,

v.

XAVIER BECERRA, Secretary,
United States Department of Health
and Human Services,

Defendant.

Case No.: 2:24-cv-04678

PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

Pursuant to Fed. R. Civ. P. 56, plaintiff Prospect DCMH LLC dba Delaware County Memorial Hospital (“DCMH”), by its attorneys of record, hereby moves this Court to grant summary judgment in its favor, ordering the defendant Secretary of the United States Department of Health and Human Services to set aside the May 21, 2024 and July 1, 2024 determinations of Novitas Solutions that are the subject of this action for the reasons set forth in the accompanying memorandum of points and authorities and supporting papers.

Dated: January 15, 2025

/s/ Patric Hooper

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